GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services –Industries and Commerce Department – Misuse and diversion of coal by M/s G.V.Chemicals, Narsingapuram, Chittoor – Disciplinary action against Sri V.R.V.R Naik, the then GM, DIC, Chittoor and 2 others – Common Inquiry conducted –Imposing the punishment of "Recovery of an amount of Rs. 13,51,000/- from Sri V.R.V.R Naik, the then GM, DIC, Chittoor District" – Orders - Issued.

INDUSTRIES & COMMERCE (VIGILANCE) DEPARTMENT

G.O.RT.No. 234 Dated: 01-12-2020

Read the following:

1) From the GA (V&E) Deptt., Vigilance Report No.96 (C.No. 877/V&E/NR2/2003), dt. 5.08.2004.
2) From the COI, Lr.No. 40/1/2004/0358/0358/ID, dt.18.10.2006.
3) Govt Memo.No. 11712/Vig.A2/2004, dt.07.08.2007.
4) Govt Memo No. 11712/Vig/A2/2004-6, Dt: 08.05.2008.
5) G.O.Rt.No.434, Ind. & Com. (Vig.) Dept., dt:25.07.2009.
6) G.O.Rt No. 163, Ind & Com (Vig) Deptt., dt. 16.03.2012.
7) G.O.Rt No. 250, Ind & Com (Vig) Deptt, dated.20.04.2012.
8) From Dr.Prem Chand, IAS, Commissioner of Inquiries, A.P Secretariat, Hyd., D.O Lr. No. 138/COI.P/2012-7, DT: 06.08.2013
9) Govt Memo.No. 11712/Vig.A2/2004, dt.23.11.2013.
10) From the COI, Lr.No.40/1/2004/0358/0358/ID, dt.15.03.2014.
11) Govt Memo. No. 11712/Vig.A2/2004, dt.25.07.2014.
12) From the DOI, Lr.No. 40/1/2004/0358/0358/ID, dt.01-09-2015.
13) From the COI, Hyd., Lr.No.40-3-2004-0358, Dt: 06.07.2020.
14) Govt Lr.No. 11712/Vig.A2/2004, dt.20.07.2020.
15) From the Secretary, APPSC, Lr.No.260/DC/DC&C/2020, dt: 06.11.2020.

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ORDER:

Based on the Vigilance Report No.96 received from the GA(V&E) Deptt, dt.25.08.2004 vide reference 1st read above, Government requested the Commissioner of Industries to initiate departmental action for major penalty against the General Manager and others, DIC, Chittoor as they are reported to be responsible for negligence and irregularity committed by the Unit, M/s G.V Chemicals, Chittoor in having mis-utilised the coal allotted to them.

2. In reply, the Commissioner of Industries vide reference 2nd read above has submitted that Sri V.R.V.R Naik, the then G.M and (2) others are found to be responsible for processing the file relating to restoration of coal supply to M/s G.V Chemicals, Narsingapuram, Chittoor District. In the reference 3rd read above, Government have requested the Commissioner of Industries to furnish the draft article of charges, statement of imputations etc. against Sri V.R.V.R Naik, the then GM.

3. In the reference 4th read above, Government while sending the Article of charges and the statement of imputations to Sri V.R.V.R Naik, the then G.M, DIC, Chittoor, requested him to submit his written statement of defence.

(P.T.O)

After examining the statement of defence submitted by the accused officer, Government decided to conduct common enquiry against all the three (3) charged officers involved in the case including Sri V.R.V.R Naik, the then GM, DIC, Chittoor District.

4. And whereas; in the reference 5th read above, Sri Subhrendu Bhattacharya, Member, Commissioner of Inquiries was appointed as the Inquiry Authority to inquire into the charges framed against Sri V.R.V.R Naik, the then GM, DIC, Chittoor and others. Further the case was reassigned to Sri Jithender, IPS, Commissioner of Inquiries vide reference 6th read above. The case was again reassigned to Dr.Prem Chand, Commissioner of Inquiries vide reference 7th read above. The Inquiry officer submitted his report vide reference 8th read above with the findings that the charge-I was proved partly and Charge-2 not proved against Sri V.R.V.R Naik, the then GM, DIC, Chittoor.

5. In the reference 9th read above, a copy of the inquiry report was forwarded to the Commissioner of Industries with a request to serve the same on the charged officers as per Rule-21(2) of APCS (CCA) Rules 1991 and obtain their explanations, examine the same and furnish his report with specific remarks to take further action in the matter.

6. In the reference 10th read above, the Commissioner of Industries has furnished the statement of Sri V.R.V.R Naik along with his remarks informing that part of charge-I can be sustained and Charge-II cannot be sustained.

7. In the reference 11th read above, the Commissioner of Industries was requested to indicate the quantum of financial loss occurred in the supply of coal to the fake units. The Director of Industries vide reference 12th read above, has submitted that there is a coal diversion of 20,265 MTs tentatively with financial implication of Rs.40.53 lakhs. Thus, it is proved from the Final Arguments furnished by the Presenting Officer that M/s G.V Chemicals Ltd, Chittoor District has diverted the coal to an extent of 20,265 MTs with a financial implication of Rs.40.53 lakhs.

8. Government, after examination of the matter, have decided to impose the punishment of recovery of an amount of Rs.13,51,000/- from the charged officer and addressed the APPSC for their concurrence vide reference 14th read above.

9. The Secretary, APPSC, in the reference 15th read above, has communicated the consent of the Commission to impose the punishment of recovery of an amount of Rs.13,51,000/- from Sri V.R.V.R Naik, the then GM,DIC, Chittoor.

10. Accordingly, Government after careful examination of the matter and based on the material available, decided to impose the punishment of "Recovery of an amount of Rs.13,51,000/-" from Sri V.R.V.R Naik, the then GM, DIC, Chittoor District**.**

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11. The Director of Industries, Vijayawada shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. KARIKAL VALAVEN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri V.R.V.R Naik the then GM, DIC, Chittoor District (through the DoI)
The Director of Industries,
1st Floor, Government Printing Press, Mutyalampadu,
Vijayawada- 520011, Andhra Pradesh.
Copy to:
The Secretary, APVC, AP. Secretariat, 5th Building, Velagapudi.
The Secretary, APPSC, New Government Offices Building,
2nd Floor, M.G.Road, Punammathota, Labbipet, Vijayawada.
The Accountant General, AP, Vijayawada.
The Director General, GA(V&E) Department, PNBS, Vijayawada.
The Industries & Commerce (Estt.) Department.
SC/SF

//FORWARDED BY ORDER//

SECTION OFFICER